IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

APPEAL FROM ORDER ST.NO. 21234 OF 2004

Sandeep Raghubir Dalvi. ... Appellant.

Versus.

1(a) Smt.Shardadevi Shivram Singh
and others. ... Respondents.

CORAM : ABHAY S. OKA, J.

DATED : 13th January, 2005.

P.C.:

1. By this Appeal from Order the Appellant has taken exception to order dated 5th April 2004 passed in Notice of Motion No.4015 of 2003. By the said Notice of Motion, permission was sought to file written statement. There is also a prayer for setting aside order passed by the learned trial Judge to proceed with the suit without written statement. The Appeal from Order is not maintainable against the impugned Judgment and Order. Hence the Appeal is dismissed as not maintainable. Dismissal of this Appeal will not preclude the Appellant from challenging the impugned order by filing appropriate proceedings.

Judge.